

**ENTERED**

November 25, 2015

David J. Bradley, Clerk

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

JAVIER AYALA

*Plaintiff,*

v.

GOOD NEIGHBOR DENTAL,

*Defendant.*

§  
§  
§  
§  
§  
§  
§  
§

CIVIL ACTION NO.

H: 15-cv-2098

ORDER

Considering the foregoing Motion to Substitute, and Dismiss filed by the United States of America on behalf of defendant, Fourth Ward d/b/a Good Neighbor Health Center, incorrectly named "Good Neighbor Dental," and for the reasons stated therein;

IT IS ORDERED that the United States of America is properly substituted as the proper party defendant, and defendant Fourth Ward d/b/a Good Neighbor Health Center is hereby dismissed.

IT IS FURTHER ORDERED that this civil action against the United States of America is dismissed without prejudice because Plaintiff has failed to pursue his administrative remedies, which is a statutory prerequisite to suit.

Houston, Texas, this \_\_\_\_\_ day of **NOV 25 2015**, 201\_\_\_\_.



HON. ALFRED H. BENNETT  
United States District Judge